

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

WI-LAN INC.,	§	
	§	
Plaintiff,	§	
v.	§	Civil Action No. 2:11-CV-68
	§	<b>(LEAD CASE)</b>
HTC CORPORATION, et al.,	§	
	§	
Defendants.	§	JURY TRIAL REQUESTED
	§	
	§	
WI-LAN INC.,	§	
	§	
Plaintiff,	§	
v.	§	Civil Action No. 2:12-CV-600-JRG
	§	<b>(CONSOLIDATED CASE)</b>
APPLE INC., et al.,	§	
	§	
Defendants.	§	JURY TRIAL REQUESTED

**STIPULATION AND JOINT MOTION**

Plaintiff Wi-LAN Inc. (“Wi-LAN”) and Sierra Wireless America, Inc. (hereinafter “Sierra Wireless”) have reached and signed a binding term sheet (“Term Sheet”) that, among other things, resolves the current dispute. In view of the foregoing, the parties, by and through their counsel of record, hereby stipulate and request the Court order as follows:

- (1) All claims at issue between Wi-LAN and Sierra Wireless in this action, including all claims presented by Wi-LAN and all of Sierra Wireless’

counterclaims, to the extent they are still pending, shall be dismissed with prejudice; and

- (2) Wi-LAN and Sierra Wireless each shall bear their own costs and attorneys' fees.

Dated: October 14, 2013

Respectfully submitted,

**McKool Smith P.C.**

*/s/ Sam Baxter*

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Dated: October 14, 2013

Respectfully submitted,

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WIRELESS AMERICA, INC.:**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 14<sup>th</sup> day of October, 2013, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Eastern District of Texas, Marshall Division, using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Sam Baxter

**CERTIFICATE OF CONFERENCE**

I hereby certify that counsel for Wi-LAN and Sierra Wireless met and conferred in person, telephonically, and/or electronically over the past year and most recently on October 14, 2013 and that the relief sought in this motion is agreed by Wi-LAN and Sierra Wireless.

/s/ Sam Baxter